

## Message Text

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PAGE 01 STATE 118935

45

ORIGIN L-03

INFO OCT-01 EUR-06 ADP-00 SCA-01 RSC-01 M-03 A-01 /016 R

DRAFTED BY L/ M/ SCA - H. F. SHAMWELL, JR.

6/13/73 20768

APPROVED BY L/ M/ SCA - MR. MALMBORG

EUR/ EX - MR. GARON

EUR/ WE - MR. BOCK

----- 127084

R 191346 Z JUN 73

FM SECSTATE WASHDC

TO AMEMBASSY PARIS

LIMITED OFFICIAL USE STATE 118935

EO 11652: NA

TAGS: PFOR, FR, APER

SUBJECT: REQUEST FOR WAIVER OF DIPLOMATIC IMMUNITY  
OF DEPENDENT OF EMBASSY OFFICER

REF: PARIS 14673

1. REFTEL REQUESTED AUTHORITY WAIVE " DIPLOMATIC IMMUNITY"  
MRS. FRANK W. LEYVA TO ALLOW HER ACCEPT EMPLOYMENT AS  
TEACHER. CABLE REFERRED TO SPECIFIC REQUIREMENT OF GOF  
THAT DIPLOMATIC PRIVILEGES AND DIPLOMATIC IDENTIFICATION  
CARD BE RELINQUISHED BEFORE WORK PERMIT CAN BE ISSUED.

2. INITIALLY, DEPARTMENT SEEKS FURTHER CLARIFICATION  
REGARDING EXACT NATURE OF " PRIVILEGES" TO BE RELIN-  
QUISHED OR WAIVED. WHILE DEPARTMENT DOES NOT OBJECT TO  
ACCEPTANCE BY DEPENDENT WIFE OF TYPE OF EMPLOYMENT IN  
QUESTION, FINAL DECISION REGARDING SPECIFIC PERMISSION IN  
THIS CASE DEPENDS UPON EFFECT ON U. S. GOV. OF WAIVER  
REFERRED TO.

3. IF PRIVILEGES AFFECTED ARE RELATIVELY MINOR AND HAVE  
PRIMARILY A PERSONAL EFFECT ON INDIVIDUAL INVOLVED, SUCH  
AS TAX AND SOCIAL SECURITY REQUIREMENT, THEN DEPARTMENT  
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PAGE 02 STATE 118935

SEES NO BASIC OBJECTION TO THEIR WAIVER FOR THIS LIMITED PURPOSE. IF, ON THE OTHER HAND, GENERAL WAIVER OF BOTH PRIVILEGES AND IMMUNITIES REPEAT IMMUNITIES IS INVOLVED, THEN DEPARTMENT WOULD NOT BE IN POSITION TO AUTHORIZE SUCH A COMMITMENT. DIPLOMATIC IMMUNITY IS EXTENDED FOR BENEFIT OF THE FOREIGN GOVERNMENT CONCERNED AND NOT THE INDIVIDUAL BENEFICIARY. FOR THIS REASON, DEPARTMENT FOLLOWS POLICY OF VIEWING EACH INSTANCE INVOLVING ASSERTION OR WAIVER OF DIPLOMATIC IMMUNITY ON SEPARATE BASIS. AUTHORIZATION OF WAIVER OF IMMUNITY ON WHOLESALE BASIS FOR UNLIMITED PERIOD IN THE FUTURE COULD CREATE VERY SERIOUS CONSEQUENCES.

4. CLARIFICATION BY EMBASSY REQUESTED. ROGERS

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NNNNMAFVVZCZ

\*\*\* Current Handling Restrictions \*\*\* n/a

\*\*\* Current Classification \*\*\* LIMITED OFFICIAL USE

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:**  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 19 JUN 1973  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** elyme  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1973STATE118935  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** H. F. SHAMWELL, JR.  
**Enclosure:** n/a  
**Executive Order:** n/a  
**Errors:** n/a  
**Film Number:** n/a  
**From:** SECSTATE WASHDC  
**Handling Restrictions:** n/a  
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**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
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**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 73 PARIS 14673  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** elyme  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 20 AUG 2001  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <20-Aug-2001 by kelleyw0>; APPROVED <17-Oct-2001 by elyme>  
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**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** <DBA CORRECTED> jms 980217  
**Subject:** REQUEST FOR WAIVER OF DIPLOMATIC IMMUNITY OF DEPENDENT OF EMBASSY      OFFICER  
**TAGS:** APER, PFOR, FR  
**To:** PARIS  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005